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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#10/Response
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Janner

IN RE APPLICATION OF: MARK E. ZAPPI, ET AL.

ART UNIT: 1724

SERIAL NO.: 09/837,189

EXAMINER: CINTINS, I.C.

FILING DATE: APRIL 19, 2001

FOR: ON-SITE BIOLOGICAL TREATMENT OF CONTAMINATED FLUIDS

RESPONSE

ASSISTANT COMMISSIONER FOR PATENTS
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SIR:

This Response is submitted in answer to the Office Action dated February 26, 2003, which set a three month period for response. Thus, this Amendment is considered timely filed on or before May 27, 2003 (Monday, May 26, 2003 being a Holiday).

REMARKS

Reconsideration and allowance of the above referenced application is respectfully requested.

Claims 1-14 are currently pending in the application. Claim 10 has been withdrawn from further consideration.

Claims 1-9 and 11-14 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Sato et al. (U.S. Patent 4,206,080) in view of Burnham et al. (U.S. Patent 5,997,812), further in view of Wieser-Linhart (U.S. Patent 5,762,662). Applicants respectfully traverse the rejection on the basis that every element of the claimed invention is not present in the